

12 February 1976

MEMORANDUM FOR: Mr. Duckett
Mr. Proctor
Mr. Nelson
Mr. Blake
Gen. Wilson
Mr. Carver
Dr. Chamberlain
Mr. Warner
Mr. Cary
Mr. Thuermer

STAT

Duval and Company have asked for a more substantial (read longer) draft "charter" for the Agency. The attached is my attempt to provide more words without changing any of the delicate points. There will be a meeting at 1630 this afternoon in the DD/A Conference Room to check it out.


Richard Lehman

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The Central Intelligence Agency

(B) All duties and responsibilities of the Central Intelligence Agency shall be related to the foreign intelligence functions outlined below.

(1) As authorized by the National Security Act of 1947 and the CIA Act of 1949, and in accordance with the provisions of Section V of this order, the Central Intelligence Agency shall:

(a) Produce and disseminate national foreign intelligence, including foreign political, economic, scientific, technical, military, and geographic intelligence, to meet the needs of the President, the National Security Council, and other departments and agencies. To this end it shall draw upon the full range of information and expertise available in all departments and agencies of the Federal Government.

(b) Collect political, economic, scientific, technical, military, and geographic information not otherwise obtainable relating to

foreign intelligence, in accordance with directives of the National Security Council.

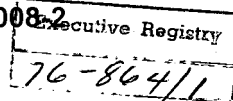
(c) Conduct foreign counter-intelligence activities.

(d) Carry out special activities in support of national foreign policy objectives, as directed by the National Security Council and within the limits of applicable law.

(e) Carry out research and development on ^{*systems and*} technical devices relating to foreign intelligence.

(f) Conduct for the Intelligence Community services of common concern as directed by the National Security Council. These shall include monitoring of foreign public radio and television broadcasts and foreign press services, collection of foreign intelligence information from voluntary sources in the United States, acquisition and translation of foreign publications, and photographic interpretation.

(g) Conduct such administrative, technical, and support activities as may be necessary to perform the functions described in paragraphs (a)-(f) above. These shall include: procurement, maintenance, and transport; communications, and data-processing; recruitment and training; the provision of personnel, financial, and medical services; and ^{PROTECTING} ~~ensuring~~ the security of its personnel and installations.



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Herewith a draft. Duval will buy if anything that we do under secret directives can be covered by one or another of these general authorizations.

I suggest we meet at 1330 in the DDA Conference Room.

RICHARD LEHMAN

I-23.1

The Central Intelligence Agency

(B) All duties and responsibilities of the Central Intelligence Agency shall be related to foreign intelligence or foreign counterintelligence [or covert action?].

(1) As authorized by the National Security Act of 1947 and the CIA of 1949, and in accordance with the provisions of Section V of this order, the Central Intelligence Agency shall:

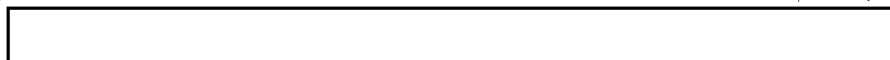
(a) Produce national foreign intelligence, including foreign military, political, scientific and economic intelligence, under guidelines set by the Director of Central Intelligence.

(b) Collect foreign intelligence of all sorts not otherwise available.

(c) Conduct foreign counter-intelligence.

(d) Carry out operations in support of national foreign policy objectives, as directed by the National Security Council and within the limits of applicable legislation.

(e) Conduct for the Intelligence Community services of common concern as directed by the National Security Council. These shall include monitoring of foreign radio and television broadcasts and foreign press services, exploitation of foreign publications requiring translation, imagery interpretation,



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(f) Conduct such support activities as may be necessary to accomplish paragraphs (a)-(e) above. [These shall include research and development of technical devices; communications; data-processing; security, financial, medical, and personnel services; recruitment and training; procurement and transport; etc.?]

FROM:	TO:	ER NO.
Richard Lehman OSR	Multi Dist. (Int)	76-864 DATE 10 Feb 76 CLASS. none

SUB: Memo: Attached is a draft "chapter" for CIA given me by Duval this afternoon. We must comment by C.O.B tomorrow. This text is said to have been prepared by the IC Staff on the basis of the NSCIDs. It is supposed to be unclassified.

Att: as stated above
10 Feb 76: cy w/att to SC/DCI fm OSR: 1 cy to
ER files via ES.

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10 February 1976

MEMORANDUM FOR: Mr. Duckett
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Mr. Warner
Mr. Cary



Attached is a draft "chapter" for CIA given me by Duval this afternoon. We must comment by C.O.B. tomorrow.

I suggest we meet in the DCI Conference Room at 1700 today. On the basis of that meeting I will prepare comments and check them out with the DCI before he leaves tomorrow.

This text is said to have been prepared by the IC Staff on the basis of the NSCIDs. It is supposed to be unclassified. Please look for omissions; if the charter doesn't somehow authorize it, you can't do it.

RICHARD LEHMAN

7-23.1

The Central Intelligence Agency

(B) All duties and responsibilities of the Central Intelligence Agency shall be related to foreign intelligence, foreign counterintelligence, or covert action.

(1) The Central Intelligence Agency shall:

(a) Produce national foreign intelligence, including foreign military, political, scientific and economic information, under guidelines set by the Director of Central Intelligence.

(b) Conduct the following services of common concern: clandestine human collection of intelligence information, monitoring of foreign radio and television broadcasts and foreign press services, imagery interpretation, and exploitation of foreign publications requiring translation;

provided that in the United States collection activity shall be limited to:

- (i) Soliciting the voluntary assistance of United States citizens, companies, and other institutions in the foreign intelligence activities of the United States, as long as the Agency's affiliation is made known in advance; the assistance is rendered voluntarily; no compensation (other than necessary and reasonable expenses) is rendered for such assistance except as covered by written contract; and the identity or cooperating status of such individuals or entities is protected should they so desire; or
- (ii) Collecting foreign intelligence from foreign citizens and foreign establishments in the United States and its possessions, in accordance with applicable laws, policies and directives;
- (c) Conduct, as may be specifically directed, covert actions.
- (d) Conduct foreign counterintelligence activities as authorized by the Director of Central Intelligence, observing the following conditions and limitations:

(i) Such activity shall not be conducted specifically against U.S. citizens either in the United States or abroad without the prior consent of the Attorney General;

(ii) Any counterintelligence activities which are directed specifically against a United States citizen shall be coordinated with the Federal Bureau of Investigation and, in the case of a United States citizen who is a civilian employee of the United States Government or a member of one of the United States military services, there shall also be coordination with the department or agency of which he is an employee or member.

(iii) With due regard to the assessed reliability of the information and the statutory responsibility of the Director of Central Intelligence to protect intelligence sources and methods, information acquired through incidental reception shall be made available to departments and agencies, when such dissemination is otherwise in accord with law and with the policies of receiving departments and agencies, as follows:

(a) To the extent that the information indicates a possible threat to the safety of an individual entitled to protection by the Secret Service under Title 18 U. S. C. Section 3056 or Public Law 90-331, to the Secret Service.

(b) To the extent that the information concerns a civilian employee of the United States Government or a member of one of the United States military services and reflects adversely on his security suitability within the meaning of Executive Order 10450, to the department or agency of which the individual is an employee or member.

(c) To the extent that the information pertains to the internal security of the United States (including terrorism or counterintelligence information affecting the internal security of the United States), to the Department of Justice.

(d) To the extent that the information concerns international trafficking in narcotics or other dangerous drugs, to the Drug Enforcement Administration.

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Approved For Release 2005/06/08 : CIA-RDP79M00467A001300170008-2

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Approved For Release 2005/06/08 : CIA-RDP79M00467A001300170008-2

(3) Notwithstanding any provisions of this section, the Central Intelligence Agency shall abide by the restrictions contained in Section V of this Order.

The Department of State

(C) The Department of State shall consistent with the restrictions in Section V of this Order:

(1) Collect overtly foreign political, sociological, economic, scientific, technical and associated biographic information outside the U.S. territorial jurisdictions.

(2) Produce that intelligence required for the execution of its responsibilities and the mission of the Department of State.

The Department of the Treasury

(D) The Department of the Treasury shall consistent with the restrictions in Section V of this Order:

(1) Collect overtly abroad financial and monetary information in countries where a Treasury attache is posted.

(2) Participate with the Department of State in the collection of general economic information.

(3) Produce that intelligence required for the execution of its responsibilities and the mission of the Department of the Treasury.

(4) Nothing in this Order shall be construed to interfere with the responsibilities assigned to the Department of Treasury by law in the field of internal security or law enforcement.